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PTO/SB/64 (09-06)

Approved for use through 03/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**Docket Number (Optional)
GLN-031

First named inventor: Jean-Marc Wiederrecht

Application No.: 10/528,995

Art Unit: 2841

Filed: November 24, 2003

Examiner: Jeanne M. Goodwin

Title: WATCH MOVEMENT

Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus an extensions of time actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee☐ Small entity-fee \$ _____ (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☒ Other than small entity - fee \$ 1500.00 (37 CFR 1.17(m))**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in
the form of Response to Notice of Non-Compliant Amendment (identify type of reply):

- ☐ has been filed previously on _____.
- ☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____.

- ☐ has been paid previously on _____.
- ☐ is enclosed herewith.

(Page 1 of 2)

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

12/13/2006 AWONDAF1 00000043 10528995

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1500.00 0P
01 FC:1453

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Hugh R. Kress
Signature

9 - DEC - 2006
Date

Hugh R. Kress
Typed or printed name

36,574
Registration Number, if applicable

Browning Bushman P.C.
Address

713-266-5593
Telephone Number

5718 Westheimer, Suite 1800, Houston, Texas 77057
Address

Enclosures: ☒ Fee Payment

☒ Reply

☐ Terminal Disclaimer Form

☒ Additional sheets containing statements establishing unintentional delay

☒ Other: Response to October 4, 2005 Office Action

EXPRESS
CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]

I hereby certify that this correspondence is being:

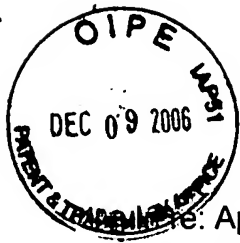
☒ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☐ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

9 - DEC - 2006
Date

Hugh R. Kress
Signature
Hugh R. Kress

Typed or printed name of person signing certificate



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

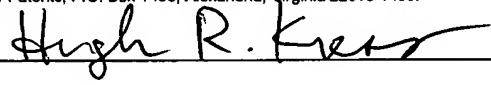
Application of:
Jean-Marc Wiederrecht;
Saskia Bouvier

For WATCH MOVEMENT

Atty Dkt: GLN-031/US

§ Serial No: 10/528,995
§
§ Filed: September 19, 2003
§
§ Group Art Unit: 2841
§
§ Examiner: Jeanne M. Goodwin
§ 571.272.2104
§

MAIL STOP PETITION
Commissioner for Patents
Alexandria, Virginia 22313-1450

"EXPRESS MAIL" MAILING LABEL	
Number:	EV 317505567 US
Date of Deposit:	9-DEC-2006
<small>Pursuant to 37 C.F.R. § 1.10, I hereby certify that I am personally depositing this paper or fee with the United States Postal Service "Express Mail Post Office to Addressee" service on the date indicated above in a sealed envelope (a) having the above-numbered Express Mail label and sufficient postage affixed, and (b) addressed to: MAIL STOP PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.</small>	
Signature	
Printed Name	Hugh R. Kress

**STATEMENT ACCOMPANYING PETITION UNDER 37 C.F.R. § 1.137
TO REVIVE UNINTENTIONALLY ABANDONED APPLICATION**

Sir:

This paper accompanies a Petition for Revival of an Application for Patent Abandoned Unintentionally Under 37 C.F.R. § 1.137(b) in connection with the above-identified application and an associated fee payment pursuant to 37 C.F.R. § 1.17(m). No other fees are believed to be due in connection with this submission. However, if any other fees are determined to be due in connection with any aspect of this application, the Commissioner, Assistant Commissioner, and/or the Director of the U.S. Patent & Trademark Office is/are authorized to charge Browning Bushman Deposit Account No. 02-4345, referencing matter GLN-031US.

Assignee hereby petitions for revival of the above-identified application, which was abandoned unintentionally. The facts are as follows:

- The undersigned attorney for Assignee has recently assumed responsibility of this application. Former counsel for Assignee have dissolved their practice, closed their office, and relocated to another state.
- An Office Action ("the Office Action") was issued on October 4, 2005 and was mailed to the former address of prior counsel for Assignee.
- As a consequence of the address to which the Office Action was mailed, there was some delay in receipt of the Office Action from prior counsel. Moreover, the Office Action was transmitted to the undersigned by means not customarily used for official U.S. Patent & Trademark Office mailings.
- Consequently, the Office Action was not subjected to the intake processes customarily applied to U.S. Patent & Trademark Office mailings by the undersigned and his firm. Thus, the due date for response to the Office Action was not properly taken note of as it would have been had it been received directly from the Patent Office.

- Through unintentional oversight, and without the reminders normally provided to the undersigned, a response to the Office Action was not timely submitted.

It is believed that the foregoing facts show that the abandonment of the application was wholly unintentional pursuant to 37 C.F.R. § 1.137(b)(3).

A Response to Office Action fully responsive to the Office Action is submitted concurrently herewith.

Revival of the application and entry of the Amended Response is respectfully requested.

Respectfully submitted,

Date: 9-DEC-2006

Hugh R. Kress

Hugh R. Kress
Reg. No. 36,574
BROWNING BUSHMAN P.C.
5718 Westheimer
Suite 1800
Houston, Texas 77057
713.266.5593 (voice)
713.266.5169 (fax)

ATTORNEY FOR ASSIGNEE